

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

INFORMAL SESSION

April 14, 2003

The Board of Supervisors of Maricopa County, Arizona convened at 9:00 a.m., April 14, 2003, in the Board of Supervisors' Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman; Andy Kunasek, Vice Chairman (entered late); Don Stapley, Max W. Wilson, and Mary Rose Wilcox (entered late). Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

CHIEF PUBLIC WORKS OFFICER AND ORGANIZATIONAL CHANGE

Item: Discussion regarding the February 2003 organizational structure change, moving Planning and Development Department from the Community Services Agency to the Public Works Agency and changing the name of the Public Works Agency to the "Regional Development Services Agency." In addition to Planning and Development, this agency will include the Departments of Transportation, Capital Facilities Development, Facilities Management, Equipment Services, Emergency Management, and the Flood Control District. This organizational change will allow the county to deliver more efficient development services to its citizens, while focusing on issues of regional significance.

Joy Rich, Chief Public Works Officer

~ Supervisor Kunasek entered the meeting ~

Joy Rich spoke of the regional element that will be prepared as an addition to the County's "Eye to the Future 2020" comprehensive plan, adopted in October 1997. She said that it would explain the advisability of the recent changes made to this agency. The "2020" plan was the County's first comprehensive development plan and has been added to several times with the latest update in 2002 to comply with additional elements in "Growing Smarter." Maricopa County will be the first county in Arizona to adopt the element of regionalism into their comprehensive plan.

This element would increase County leadership on important public policy matters; mitigate impacts of local policy decisions on County-provided services and infrastructure; develop long-term planning coordination with other governments; fill a leadership vacuum and help implement the County's strategic priorities. She explained that these strategic priorities are to "provide regional leadership in critical public policy areas in a fiscally responsible manner" and to "provide regional leadership for a regional transportation system."

~ Supervisor Wilcox entered the meeting ~

Ms. Rich reported on who will be involved, what will be required, the format that will be used, how it will be completed, the timeline being developed and potential obstacles to the County's increasing leadership.

Supervisor Wilcox mentioned that the County provides the "lion's share" of funding for GPEC (Greater Phoenix Economic Council) and the Tourism Bureau and she thought they could provide input if brought in for a workshop because "some of those economic engines and the people who are in them are looking at a regional focus now." Ms. Rich agreed and indicated that she would contact them.

Ms. Rich said that from June 2003 to March 2004 they will be working with a variety of outside agencies, cities and towns to establish a focus group to help articulate what is possible through a regional approach and to glean ideas on where they would like to see the County exerting leadership. March 2004 is the target date to adopt this regional planning element and to articulate what the Board's leadership role will be in moving the action plan forward. She also indicated that they plan to present a very positive message in the hope that parochial opposition from these sources (especially the cities and towns) can

be prevented or overcome.

Supervisor Stapley asked Ms. Rich to see that lobbyists working on County issues with State government leaders are briefed on this information and future intentions because they are currently lobbying on regional transportation matters and the County's emerging leadership role in regional concerns.

Ms. Rich said that this expanded mission had prompted the name change from "Public Works Agency" to the "Regional Development Services Agency" because only two of the departments in that agency actually are dealing with "true" public works – Transportation and the Flood Control District. The services from the other departments within that agency provide a more regional service to the public, and regional is the direction in which the County is moving.

Supervisor Wilson asked if additional staffing would be required for this change. Ms. Rich answered, "No."

Supervisor Wilcox endorsed the changes and asked about a requirement that the Public Works Officer must be an engineer. Ms. Rich responded that Tom Buick is the County Engineer, which is a statutorily required position. "As Chief Public Works Officer my position is one of a manager as opposed to a technical expert."

Supervisor Stapley also supported the changes and said that "Regional Development Services Agency" more aptly describes the constellation of the various departments and agencies that make it up.

Supervisor Wilcox asked if the name change would limit the County to only regional planning in traditional areas?

Ms. Rich responded that she didn't believe this title change would provide any kind of limitation.

Chairman Brock also endorsed the changes and asked that a modified handout be prepared, which includes the updated County chart, to disseminate to the media and also to the lobbyists for use in working with the State and other government jurisdictions. He said it would be a, "positive step that illustrates consolidation, and that suggests greater efficiencies, which hopefully reflects more cost effective services to the public."

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (5-0) to provide direction to staff to prepare a Regional Element of the Eye to the Future 2020 Comprehensive Plan, and change the name of the Public Works Agency to the "Regional Development Services Agency". (C44030120) (ADM116)

**REVISED A2313 GENERAL TRAVEL POLICY, COUNTYWIDE/SPECIAL DISTRICT POLICY -
CONTINUED**

Revised A2313 General Travel Policy, Countywide/Special District Policy, and Travel Manual; and discussion regarding rescinding the following policies: A2314 Travel Agency; A2315 Travel Advances; A2316 Conferences, Seminars, and Meetings; A2317 Travel – Transportation; A2318 Travel – Rented Motor Vehicles; A2319 Travel – Air Travel; A2320 Travel – Meals/Per Diem; A2321 Travel – Incidental Expenses; A2322 Travel – Lodging; A2323 Travel – Out of Country; and Federal Publication 1542 – Per Diem Rates. (C18030166) (ADM658)

Fran McCarroll, Clerk of the Board
Gina Denney, Department of Finance

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Fran McCarroll reported that the County's General Travel Policy had not been updated for a number of years and consisted of a number of vague and disjointed policies. She indicated that a number of people from different County departments had worked on an update with the intention of combining the pertinent portions of the old plan into an easily assimilated new document that would also provide definitions on previously confusing terms.

Chairman Brock asked about certain travel exceptions that were limited for use by those in the County Attorney and Sheriff's Offices.

Ms. McCarroll said that certain aspects of their travel was so different from regular business trips that these exceptions became necessary. Many times their travel must be arranged very quickly and may entail issues of extradition and investigation. She indicated that the exceptions only apply to specific instances and not to regular trips made by personnel in those offices.

Discussion ensued on efficiency and ease between using travel agencies vs. getting quotes and tickets through online websites. Other items considered involved non-stop itineraries in scheduling flights, cost vs. convenience in decision making, per diem allowances and reimbursement of out-of-pocket costs for room, food and rental cars when personal credit cards are used, standard policy on the County's credit card (P-Card?) use and its availability.

Board members requested additional time to review these changes before voting on the matter and asked that the item be moved from the April 16, 2003, agenda to the May 7th agenda.

This item was continued for two weeks.

EXECUTIVE SESSION CALLED

Pursuant to A.R.S. 38-431.03, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to recess and reconvene in Executive Session to consider items listed on the Executive Agenda dated April 14, 2003, as follows.

LEGAL ADVICE, PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(3) AND (A)(4)

Compromise Cases – Miranda Anderson, Shawnleigh Cree-Glen, Santiago De Leon, Xochitl Landeros, Edward Regalado, John Tracy, Joyce White, Maribel Zelaya.
Barbara Caldwell, Outside Counsel

Write-Off Cases – Trudy Yazzie.
Barbara Caldwell, Outside Counsel

LEGAL ADVICE: PENDING OR CONTEMPLATED LITIGATION: SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION -- A.R.S. §38-431.03(A)(3) AND (A)(4)

Banner Health System v. Arizona Department of Economic Security, et al, (No. CV 2003-003413)

Christopher Keller, Division Chief, Division of County Counsel
Bruce P. White, Deputy County Attorney, Division of County Counsel
Shawn Nau, Director, Health Care Mandates
Jan Ringgenberg, Health Care Mandates

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LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO NEGOTIATION; SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION -- A.R.S. §38-431.03(A)(3) AND (A)(4)

Maricopa Integrated Health System Wage Miscalculation

Martin Demos, Deputy County Attorney, Division of County Counsel

Mark Hillard, Chief Executive Officer, Maricopa Integrated Health System

Tim Howard, Vice President, Human Services, Maricopa Integrated Health System

SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION -- A.R.S. §38-431.03(A)(4)

Our Children's Earth Foundation, et al, v. Maricopa County, et al

Daniel R. Brenden, Deputy County Attorney, Division of County Counsel

Albert Brown, Director, Environmental Services

Fulton Brock, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board